

**TELECONFERENCE
FUNERAL DIRECTORS EXAMINING BOARD
MINUTES
MADISON, WISCONSIN
DECEMBER 1, 1999**

PRESENT: Roy Pfeffer, Rick Unbehaun, W. Robert Cress, Daniel Densow and Bonnie Gift, (by teleconference); Peter Schils (joined at 3:45)

STAFF PRESENT: Cletus Hansen, Becky Fry, Jacquelynn Rothstein, Legal Counsel

GUESTS: Assistant Attorney General, Bruce Olsen, by teleconference

CALL TO ORDER

The meeting was called to order at 2:40 p.m. by Roy Pfeffer, Chair. A quorum of 5 members was present.

AGENDA

MOTION: Bonnie Gift moved, seconded by Robert Cress, to adopt the agenda, as published. Motion carried unanimously.

MINUTES (10/19/99 & 10/28/99)

Jacquelynn Rothstein requested that the words "Jacquelynn Rothstein and" be removed from the motion regarding the approval of the WFDA Master Trust Program, on page two and the addition of an "n" to Jacquelyn Rothstein in the monitoring report motion.

MOTION: Dan Densow moved, seconded by Rick Unbehaun, to approve the minutes of 10/19/99, as amended. Motion carried unanimously.

MOTION: Rick Unbehaun moved, seconded by Bonnie Gift, to approve the minutes of 10/28/99, as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Bureau Director's Report

New Cemetery Disclosure Law

Clete Hansen referred to the November 8, 1999, memo to cemetery authorities and other interested persons, relating to the new cemetery disclosure requirements. Mr. Hansen informed the Board as to who received the memo. Mr. Hansen indicated that he only received a few telephone calls regarding the memo.

Roy Pfeffer informed the Board that the FTC held a public hearing on November 19, 1999.

Legislative Proposal Re: Certificates in Good Standing

Clete Hansen updated the Board on the issue of certificates in good standing. He explained that the Board's position on the issue and Secretary Cummings' position were conveyed to Attorney Russ Weitzel. Clete Hansen indicated that at this point we are waiting for a draft from the Legislative Reference Bureau.

ADMINISTRATIVE RULES

Correct Errors In FD 6.10

Clete Hansen informed the Board that Pamela Haack has prepared a scope statement.

MOTION: Dan Densow moved, seconded by Bonnie Gift, to authorize Clete Hansen to sign, on the Board's behalf, a rule draft prepared by the rules center to eliminate paragraphs a, b, and c, as soon as the waiting period is up, following the publication of the scope statement, to be sent to the Rules Clearinghouse. Motion carried unanimously.

RECESS TO CLOSED SESSION

MOTION: Dan Densow moved, seconded by Robert Cress, to convene the meeting in Closed Session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats., to consider the licensing or discipline of a person licensed by the Board or the investigation of charges against such a person. Specifically, to discuss the issue of case status reports, case closings, monitoring issues, reinstatement requests, extension requests, examination challenges, deliberations on stipulations that may be signed after printing of the agenda, pending applications, and disciplinary proceedings. Motion carried unanimously by a roll call vote: Robert Cress-yes; Rick Unbehaun-yes; Dan Densow-yes; Bonnie Gift-yes; Roy Pfeffer-yes.

Closed Session convened at 3:04 p.m.

CLOSED SESSION

The Board deliberated on a stipulation, on apprenticeship issues, and on issues relating to the renewal of the funeral establishment permits of the Cemetery Services, Inc., and SCI Wisconsin Funeral Services, Inc., in consultation with legal counsel and Assistant Attorney General Bruce Olsen.

RECONVENE IN OPEN SESSION

MOTION: Rick Unbehaun moved, seconded by Bonnie Gift, to reconvene in Open Session at 4:03 p.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

STIPULATION

MOTION: Rick Unbehaun moved, seconded by Robert Cress, to accept the Final Decision and Order, Adopting the Stipulation for 99 FDR 006, Douglas Bruch, and to authorize Clete Hansen to sign the Final Decision and Order on behalf of the Board. Motion carried unanimously.

MOTION: Dan Densow moved, seconded by Roy Pfeffer, to approve the apprenticeship application permit for Amanda Johnson. Motion carried unanimously. Motion carried unanimously.

MOTION: Peter Schils moved, seconded by Dan Densow, to deny Curtis Benjamin's request to change his apprenticeship permit effective date. Motion carried unanimously.

GRANT PERMITS TO SCI-OWNED FUNERAL ESTABLISHMENTS

MOTION: Dan Densow moved, seconded by Peter Schils, to accept Assistant Attorney General Bruce Olsen's recommendations to grant or renew the funeral establishment permits of SCI-owned funeral establishments, as appropriate. Motion carried unanimously.

MOTION: Rick Unbehaun moved, seconded by Bonnie Gift, to authorize Clete Hansen to send a copy of a revised letter, similar to that of November 24, 1999, prepared by Bruce Olsen, to interested parties. Motion carried unanimously.

The Board expressed their appreciation to Jacquelynn Rothstein and Assistant Attorney General Bruce Olsen for their excellent work, relating to the cemetery sale issue.

ADJOURNMENT

MOTION: Rick Unbehaun moved, seconded by Bonnie Gift, to adjourn the meeting at 4:15 p.m. Motion carried unanimously.